

**THE MINUTES OF THE HOUSE STANDING COMMITTEE  
ON  
JUDICIARY**

**Wednesday, June 13, 2007**

**9:00 a.m.**

**Room 521 House Office Building**

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The House Standing Committee on Judiciary was called to order by **Representative Paul Condino**, Chairman.

**MEMBERS PRESENT:** Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca.

**MEMBERS ABSENT/EXCUSED:** Representative Virgil Smith.

**Representative Schuitmaker** moved to adopt the minutes of the **June 6, 2007**, meeting. There being no objection, the motion prevailed by unanimous consent.

**Representative Bieda** moved to excuse absent members from the committee. There being no objection, the motion prevailed by unanimous consent.

**Chairman Condino** laid **SB 155** before the committee:

SB 155	Brown	Criminal procedure; sentencing guidelines; crime of child care center or day care center employee failing to self-report certain felony charges; enact.
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**TESTIMONY**

**Kendra Butters**, from Senator Brown's office, testified in support of the bill.

**James Sinnamon**, representing the Michigan Department of Human Services, Office of Children and Adult Licensing, submitted a card in support of the bill and did not wish to speak.

**Chairman Condino** offered the following amendment to **SB 155**:

1. Amend page 2, line 2, after "**INVESTIGATION**" by striking out "**4**" and inserting "**VARIABLE**".

**Representative Coulouris** moved to adopt the amendment.

The motion prevailed by a vote of **13-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Schuitmaker** moved to report **SB 155** as amended.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Chairman Condino** laid **SB 386** before the committee:

SB 386	Patterson	Crimes; criminal sexual conduct; provisions in criminal sexual conduct statutes relating to teachers and other school employees; expand to include volunteers, employees, and contractual service providers.
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**TESTIMONY**

**Chris Gillett**, from Senator Patterson's office, testified in support of the bill.

**Linda Burnett**, representing herself, testified and submitted written testimony in support of the bill.

**Shelli Weisberg**, representing the American Civil Liberties Union (ACLU) of Michigan, testified in opposition to the bill.

*The following people submitted cards and did not wish to speak:*

**Sgt. Matt Bolger**, representing the Michigan State Police, supports the bill.

**Stephanie Wuttke**, representing the Michigan Coalition Against Domestic and Sexual Violence, supports the bill.

**Chairman Condino** laid **HB 4550, HB 4551 and HB 4552** before the committee:

HB 4550	Espinoza	Criminal procedure; sentencing guidelines; sentencing guidelines for certain crimes involving animal abuse; revise to reflect increased penalties.
HB 4551	Espinoza	Crimes; animals; abuse of animals; provide for increased penalties under certain circumstances.
HB 4552	Byrnes	Crimes; animals; penalties for animal cruelty; revise to allow consecutive sentencing.

### **TESTIMONY**

*The following people submitted a card and did not wish to speak:*

**George Carr**, representing the Michigan Veterinary Medical Association, supports HB 4551 (H-3) and HB 4552 (H-4).

**Linda Reider**, representing the Michigan Humane Society, supports the bills. Ms. Reider was available for questions, if needed.

**Mark Blumer**, Assistant Prosecuting Attorney, representing the Jackson County Prosecuting Attorney's Office, supports the bills. Mr. Blumer was available for questions.

**Stephen Heaven**, representing the Capital Area Humane Society, supports the bills. Mr. Heaven was available for questions.

**Tammy McElyea**, representing the Student Animal Legal Defense Fund (Thomas Cooley Law School), supports the bills.

**Rose Stern**, representing the Animal Law Section of the Michigan State Bar, supports HB 4551 and HB 4552.

**Representative Bieda** moved to report **HB 4550** with recommendation.

The motion prevailed by a vote of **14-0-0**.

### **FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Coulouris** moved to adopt the substitute (H-3) to **HB 4551**.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Schuitmaker** offered the following amendment to **HB 4551 (H-3)**:

1. Amend page 9, line 8, after “(8)” by striking out the balance of the line through “as” on line 9 and inserting “As”.

**Representative Rick Jones** moved to adopt the amendment.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Coulouris** moved to report **HB 4551** with recommendation, as substitute (**H-4**).

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Bieda** moved to adopt the substitute (**H-4**) to **HB 4552**.

The motion prevailed by a vote of **12-0-2**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Rick Jones and Rocca,

Nays: None,

Pass: Representatives Elsenheimer and Stakoe.

**Representative Coulouris** moved to report **HB 4552** with recommendation, as substitute (**H-4**).

The motion prevailed by a vote of **12-2-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Rick Jones and Rocca,  
Nays: Representatives Elsenheimer and Stakoe,  
Pass: None.

**Chairman Condino** laid **HB 4650** before the committee:

HB 4650 Condino Civil procedure; other; uniform foreign-country money judgments recognition act; create.

**Vice-Chair Coulouris** assumed the chair.

### **TESTIMONY**

**Chairman Condino**, sponsor of HB 4650, explained his bill to the committee.

**Kiernan Marion**, representing the National Conference of Commissioners on Uniform State Laws, testified in support of the bill.

**Representative Bieda** moved to report **HB 4650** with recommendation.

The motion prevailed by a vote of **14-0-0**.

### **FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

There being no further business to come before the committee, **Vice-Chair Coulouris** adjourned the meeting at 10:09 a.m.

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**Representative Paul Condino, Chairman**  
**House Standing Committee on Judiciary**  
Malika Abdur-Rashid  
Committee Clerk  
517-373-7256  
1 Hour and 9 Minutes